

FR:bsg  
F.#2011R00751

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

- - - - -X

UNITED STATES OF AMERICA

PRELIMINARY ORDER  
OF FORFEITURE

- against -

11 CR 0364 (DRH)

TIMOTHY LASKARIS, also known  
As "Timgreek1234" and  
"Timgreek@excite.com,"

Defendant.

- - - - -X

WHEREAS, in the Indictment in the above-captioned case,  
the United States of America seeks the forfeiture of certain  
properties of the defendant, TIMOTHY LASKARIS (the "Defendant"),  
pursuant to 18 U.S.C. § 2428, including, but not limited to, property  
which is subject to forfeiture as a result of his violation of 18  
U.S.C. § 2422(b);

WHEREAS, on or about November 4, 2013, the Defendant pled  
guilty to Count Two of the Indictment charging a violation of 18  
U.S.C. § 2422(b) and the Forfeiture Allegation contained therein;  
and

WHEREAS, as part of his plea agreement, the Defendant  
consents to the forfeiture of certain property specified in the  
Indictment, as set forth below.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, based upon the agreement by and between the United States and the Defendant, as follows:

1. The Defendant shall forfeit to the United States, pursuant to 18 U.S.C. § 2428(b) and 21 U.S.C. § 853(p), all of his right, title and interest in (a) One Power Spec desktop computer, Model T3302, Serial # CK85BD0014018 and (b) One Samsung mobile telephone, Model SCH A630, Id # 02806595679-1C64A45F seized from the Defendant on or about October 20, 2010 (the "Forfeited Property"), as property that constitutes: (a) property, real or personal, used or intended to be used to commit or to facilitate the commission of said offense or property traceable to such property; (b) property, real or personal, that constitutes or is derived from proceeds traceable to such offense; and/or (c) substitute assets pursuant to 21 U.S.C. § 853(p), and thus is subject to forfeiture to the United States.

2. The United States Attorney's Office shall publish notice of this Order, in accordance with the custom and practice in this district, on the government website [www.forfeiture.gov](http://www.forfeiture.gov) of its intent to dispose of the Forfeited Property in such a manner as the Attorney General or his designee may direct. The United States may, to the extent practicable, provide direct written notice to any person known or alleged to have an interest in the Forfeited Property

as a substitute for published notice as to those persons so notified.

3. Upon entry of this Order, the United States Attorney General or his designee is authorized to seize the Forfeited Property, to conduct any proper discovery, in accordance with Fed. R. Crim. P. 32.2(b)(3) and (c), and to commence any applicable proceeding to comply with statutes governing third party rights, including giving notice of this Preliminary Order.

4. Any person, other than the Defendant, asserting a legal interest in the Forfeited Property may, within thirty (30) days of the final publication of notice or receipt of notice, or no later than sixty (60) days after the first day of publication on an official government website, whichever is earlier, petition the court for a hearing without a jury to adjudicate the validity of his or her alleged interest in the property, and for an amendment of the order of forfeiture, pursuant to 21 U.S.C. § 853(n)(6). Any petition filed in response to notice of the forfeiture of the Forfeited Property must be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title, or interest in the property, the time and circumstances of the petitioner's acquisition of the right, title, or interest in the property, any additional facts supporting the petitioner's claim, and the relief sought.

5. The Defendant shall not file or interpose any claim or assist others to file or interpose any claim to the Forfeited Property in any administrative or judicial proceeding. If the Forfeited Property, or any portion thereof, is not forfeited to the United States, the United States may seek to enforce this Preliminary Order against any other assets of the Defendant up to the value of the Forfeited Property not forfeited pursuant to 21 U.S.C. § 853(p), the Federal Debt Collection Procedures Act, or any other applicable law. The Defendant shall execute any and all documents necessary to effectuate the surrender and forfeiture of the Forfeited Property. The forfeiture of the Forfeited Property shall not be considered a payment of a fine or penalty or of any income taxes or restitution loss amount that may be due, and shall survive bankruptcy.

6. The Defendant knowingly and voluntarily waives his right to any required notice concerning the forfeiture of the Forfeited Property forfeited hereunder. In addition, the Defendant knowingly and voluntarily waives his right, if any, to a jury trial on the forfeiture of Forfeited Property, and waives all constitutional, legal and equitable defenses to the forfeiture of Forfeited Property, including, but not limited to, any defenses based on principles of double jeopardy, the Ex Post Facto clause of the Constitution, the statute of limitations, venue, or any defense under the Eighth Amendment, including a claim of excessive fines.

7. This Preliminary Order shall be final and binding only upon the Court's "so ordering" of this Preliminary Order.

8. Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B), this Preliminary Order of Forfeiture shall become final as to the Defendant at the time of sentencing and shall be made part of the sentence and included in the judgment. If no third party files a timely claim, this Preliminary Order, together with Supplemental Preliminary Orders of Forfeiture, if any, shall become the Final Order of Forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2). At that time, the properties forfeited herein shall be forfeited to the United States for disposition in accordance with law.

9. The Court shall retain jurisdiction over this action to enforce compliance with the terms of this Preliminary Order and to amend it as necessary pursuant to Fed. R. Crim. P. 32.2(e).

10. The Clerk of the Court is directed to send, by inter-office mail, five certified copies of this executed Order of Forfeiture to FSA Asset Forfeiture Paralegal Brian Gappa,

United States Attorney's Office, Eastern District of New York, 610  
Federal Plaza, 5<sup>th</sup> Floor, Central Islip, New York 11722.

Dated: Central Islip, New York  
November , 2013

---

HONORABLE DENIS R. HURLEY  
UNITED STATES DISTRICT JUDGE

U.S. v. Timothy Laskaris, 11-CR-0364, Preliminary Order of Forfeiture.